

**OFFICIAL JOURNAL**  
**OF THE**  
**HOUSE OF**  
**REPRESENTATIVES**  
**OF THE**  
**STATE OF LOUISIANA**

**TWENTY-FIRST DAY'S PROCEEDINGS**

**Thirty-ninth Extraordinary Session of the Legislature  
Under the Adoption of the  
Constitution of 1974**

House of Representatives  
State Capitol  
Baton Rouge, Louisiana

Tuesday, March 8, 2016

The House of Representatives was called to order at 10:24 A.M., by the Honorable Taylor Barras, Speaker of the House of Representatives.

**Morning Hour**

**ROLL CALL**

The roll being called, the following members answered to their names:

**PRESENT**

Mr. Speaker	Franklin	Lopinto
Abraham	Gaines	Lyons
Abramson	Garofalo	Mack
Adams	Gisclair	Magee
Amedee	Glover	Marcelle
Anders	Guinn	McFarland
Armes	Hall	Miguez
Bacala	Harris, J.	Miller, D.
Bagley	Harris, L.	Miller, G.
Bagneris	Havard	Montoucet
Berthelot	Hazel	Moreno
Billiot	Henry	Morris, Jay
Bishop	Hensgens	Morris, Jim
Bouie	Hilferty	Norton
Broadwater	Hill	Pearson
Brown, C.	Hodges	Pierre
Brown, T.	Hoffmann	Pope
Carmody	Hollis	Price
Carpenter	Horton	Pugh
Carter, G.	Howard	Pylant
Carter, R.	Hunter	Reynolds
Carter, S.	Huval	Richard
Chaney	Ivey	Schexnayder
Connick	Jackson	Schroder
Coussan	James	Seabaugh
Cox	Jefferson	Shadoin
Cromer	Jenkins	Smith
Danahay	Johnson, M.	Stokes
Davis	Johnson, R.	Talbot
DeVillier	Jones	Thibaut
Dwight	Landry, N.	White
Edmonds	Landry, T.	Willmott

Emerson	LeBas	Zeringue
Falconer	Leger	
Foil	Leopold	
Total - 103		

The Speaker announced that there were 103 members present and a quorum.

**Prayer**

Prayer was offered by Rep. Carmody.

**Pledge of Allegiance**

Rep. Hunter led the House in reciting the Pledge of Allegiance to the Flag of the United States of America.

**Reading of the Journal**

On motion of Rep. Hill, the reading of the Journal was dispensed with.

On motion of Rep. Hill, the Journal of March 7, 2016, was adopted.

**Suspension of the Rules**

On motion of Rep. Shadoin, the rules were suspended in order to take up and consider House Bills and Joint Resolutions Returned from the Senate with Amendments at this time.

**House Bills and Joint Resolutions  
Returned from the Senate with Amendments**

The following House Bills and Joint Resolutions returned from the Senate with amendments to be concurred in by the House were taken up and acted upon as follows:

**HOUSE BILL NO. 39—**  
BY REPRESENTATIVES STOKES AND WILLMOTT  
AN ACT

To amend and reenact R.S. 47:551, relative to automobile rental tax; to levy an automobile rental tax; to provide for collection and distribution of the tax; to provide for certain definitions; to authorize promulgation of rules; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

On motion of Rep. Gregory Miller, the bill was returned to the calendar.

**HOUSE BILL NO. 72—**  
BY REPRESENTATIVE SHADOIN  
AN ACT

To amend and reenact R.S. 47:302(C) and 331(C)(1) and (2), relative to state sales and use tax; to provide for the tax on telecommunications services; to establish the tax rate; to provide for effectiveness; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Morrell to Engrossed House Bill No. 72 by Representative Shadoin

AMENDMENT NO. 1

On page 1, lines 2 and 6, change "331(C)(1) and (2)" to "331(C)"

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Rep. Shadoin moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Abraham, Adams, Amedee, Anders, Armes, Bacala, Bagley, Bagneris, Berthelot, Billiot, Bouie, Broadwater, Brown, C., Brown, T., Carmody, Carpenter, Carter, G., Carter, S., Chaney, Connick, Cox, Cromer, Danahay, Davis, DeVillier, Dwight, Edmonds, Emerson, Falconer, Franklin, Gaines, Garofalo, Gisclair, Glover, Guinn, Hall, Harris, J., Harris, L., Havard, Hazel, Hilferty, Hill, Hoffmann, Hollis, Howard, Hunter, Huval, Jackson, James, Jefferson, Jenkins, Johnson, R., Landry, T., LeBas, Leger, Leopold, Lopinto, Lyons, Mack, Magee, Marcelle, McFarland, Miller, D., Miller, G., Montoucet, Moreno, Morris, Jim, Norton, Pearson, Pierre, Pope, Price, Pugh, Pylant, Reynolds, Schexnayder, Schroder, Seabaugh, Shadoin, Smith, Talbot, Thibaut, White, Zeringue

Total - 87

NAYS

Landry, N.
Total - 1

ABSENT

Table with 3 columns of names: Bishop, Carter, R., Coussan, Johnson, M., Henry, Hensgens, Hodges, Horton, Ivey, Stokes, Jones, Miguez, Morris, Jay, Richard, Simon, Willmott

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

HOUSE BILL NO. 20—
BY REPRESENTATIVE BROADWATER
AN ACT

To amend and reenact R.S. 47:287.86(A), relative to the net operating loss deduction for corporate income tax; to limit the amount of the deduction; to provide for applicability; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrell to Engrossed House Bill No. 20 by Representative Broadwater

AMENDMENT NO. 1

On page 1, line 2, between "47:287.86(A)" and the comma "," insert the following:

"and to repeal the introductory paragraph of R.S. 47:287.86(A) as amended in Section 3 of Act No. 123 of the 2015 Regular Session"

Rep. Broadwater moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Abraham, Abramson, Adams, Amedee, Anders, Armes, Bacala, Bagley, Bagneris, Berthelot, Billiot, Bouie, Broadwater, Brown, C., Brown, T., Carmody, Carpenter, Carter, G., Carter, S., Chaney, Connick, Cox, Cromer, Danahay, Davis, DeVillier, Dwight, Edmonds, Emerson, Falconer, Foil, Franklin, Gaines, Garofalo, Gisclair, Glover, Guinn, Hall, Harris, J., Harris, L., Havard, Hazel, Henry, Hensgens, Hilferty, Hill, Hoffmann, Hollis, Horton, Howard, Hunter, Huval, Ivey, Jackson, James, Jefferson, Jenkins, Johnson, R., Landry, N., Landry, T., LeBas, Leger, Leopold, Lopinto, Lyons, Mack, Magee, Marcelle, McFarland, Miguez, Miller, D., Miller, G., Montoucet, Moreno, Morris, Jim, Norton, Pearson, Pierre, Pope, Price, Pugh, Pylant, Reynolds, Schexnayder, Schroder, Shadoin, Smith, Talbot, Thibaut, White, Zeringue

Total - 92

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Bishop, Carter, R., Coussan, Richard, Hodges, Johnson, M., Jones, Morris, Jay, Simon, Stokes, Willmott

Total - 12

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 28—**

BY REPRESENTATIVE COX

AN ACT

To amend and reenact R.S. 26:345 and 354(D), relative to state excise taxes; to provide relative to the discounts for the reporting and remitting of excise taxes on certain alcoholic beverages; to reduce the amount of the discounts for accurately reporting and timely remitting certain excise taxes; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 28 by Representative Cox

**AMENDMENT NO. 1**

On page 1, on lines 12 and 13, delete "one-half of one" and insert "one and one-half"

**AMENDMENT NO. 2**

On page 1, line 19, delete ".835.% of one" and insert "two and one-half"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Morrell to Reengrossed House Bill No. 28 by Representative Cox

**AMENDMENT NO. 1**

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on March 5, 2016, on line 4 thereof, change ".835.%" to ".835%"

Rep. Cox moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Falconer	Leger
Abraham	Foil	Leopold
Abramson	Franklin	Lyons
Adams	Gaines	Mack
Amedee	Garofalo	Marcelle
Anders	Gisclair	McFarland
Armes	Hall	Miller, D.
Bacala	Harris, J.	Miller, G.
Bagley	Harris, L.	Montoucet
Bagneris	Hazel	Norton
Berthelot	Henry	Pearson
Billiot	Hilferty	Pierre
Bouie	Hill	Pope
Brown, C.	Hodges	Price
Brown, T.	Hoffmann	Pugh
Carmody	Hollis	Reynolds
Carpenter	Hunter	Schexnayder
Carter, G.	Ivey	Shadoin
Carter, S.	Jackson	Smith
Chaney	James	Talbot
Cox	Jefferson	Thibaut

Cromer  
Danahay  
Davis  
DeVillier  
Total - 73

Jenkins  
Johnson, R.  
Landry, T.  
LeBas

White  
Zeringue

**NAYS**

Bishop  
Connick  
Coussan  
Dwight  
Edmonds  
Emerson  
Total - 18

Guinn  
Havard  
Hensgens  
Horton  
Howard  
Johnson, M.

Landry, N.  
Lopinto  
Miguez  
Pylant  
Schroder  
Seabaugh

**ABSENT**

Broadwater  
Carter, R.  
Moreno  
Glover  
Huval  
Total - 13

Jones  
Magee  
Stokes  
Morris, Jay  
Morris, Jim

Richard  
Simon  
Willmott

The amendments proposed by the Senate were concurred in by the House.

**Consent to Correct a Vote Record**

Rep. Coussan requested the House consent to record his vote on concurrence in the Senate amendments to House Bill No. 28 as nay, which consent was unanimously granted.

**HOUSE BILL NO. 71—**

BY REPRESENTATIVES BARRAS, ABRAMSON, ADAMS, AMEDEE, BISHOP, BROADWATER, COX, DANAHAY, DAVIS, GLOVER, HILFERTY, HOFFMANN, JAMES, MAGEE, GREGORY MILLER, NORTON, PEARSON, PUGH, STOKES, WILLMOTT, AND ZERINGUE

AN ACT

To amend and reenact R.S. 51:1787(A)(2)(a) and (3) and (B)(3)(c) and (5) and to enact R.S. 51:1787(A)(1)(c) and (B)(3)(d), (6), and (7), relative to the Enterprise Zone Program; to provide for eligibility; to reduce the amount of certain tax credits; to provide for computation of average annual employment; to provide for applicability; to provide for effectiveness; and to provide for related matters.

Read by title.

**Motion**

On motion of Rep. Abramson, the bill was returned to the calendar.

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Abramson gave notice of Rep. Barras's intention to call House Bill No. 71 from the calendar on Wednesday, March 9, 2016.

**HOUSE BILL NO. 111—**

BY REPRESENTATIVE MARCELLE

AN ACT

To amend and reenact R.S. 32:8(B) and R.S. 47:1676(E)(1) and to repeal R.S. 47:1676(E)(2) and (3), relative to the elimination of the Debt Recovery Fund; to provide for the elimination of the Debt Recovery Fund; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 111 by Representative Marcelle

AMENDMENT NO. 1

On page 2, line 13, change "used" to "used, subject to an annual appropriation."

Rep. Marcelle moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Leger
Abraham	Franklin	Leopold
Abramson	Gaines	Lyons
Adams	Garofalo	Mack
Amedee	Gisclair	Magee
Anders	Glover	Marcelle
Armes	Guinn	McFarland
Bacala	Hall	Miguez
Bagley	Harris, J.	Miller, D.
Bagneris	Harris, L.	Miller, G.
Berthelot	Havard	Montoucet
Billiot	Hazel	Moreno
Bishop	Henry	Morris, Jim
Bouie	Hensgens	Norton
Broadwater	Hilferty	Pearson
Brown, C.	Hill	Pierre
Brown, T.	Hodges	Pope
Carmody	Hoffmann	Price
Carpenter	Hollis	Pugh
Carter, G.	Horton	Pylant
Carter, S.	Howard	Reynolds
Chaney	Hunter	Schexnayder
Connick	Huval	Schroder
Cox	Ivey	Seabaugh
Cromer	Jackson	Shadoin
Danahay	James	Smith
Davis	Jefferson	Talbot
DeVillier	Jenkins	Thibaut
Dwight	Johnson, M.	White
Edmonds	Johnson, R.	Zeringue
Emerson	Landry, T.	
Falconer	LeBas	

Total - 94

NAYS

Total - 0

ABSENT

Carter, R.	Landry, N.	Simon
Coussan	Lopinto	Stokes
Morris, Jay	Willmott	
Jones	Richard	

Total - 10

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 87—**  
BY REPRESENTATIVE ANDERS

AN ACT

To amend and reenact R.S. 22:832(A) and (C), relative to insurance premium tax; to provide for a reduction of the tax due in certain circumstances; to provide for the definition of a qualifying

Louisiana investment; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Mills to Engrossed House Bill No. 87 by Representative Anders

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 22:" insert "270(A) and"

AMENDMENT NO. 2

On page 1, line 4, after "investment;" insert "to provide rates for health maintenance organizations;"

AMENDMENT NO. 3

On page 1, line 7, after "R.S. 22:" insert "270(A) and"

AMENDMENT NO. 4

On page 1, between lines 8 and 9 insert the following:

"§270. Taxes and tax base

A. In lieu of the state income tax and the corporate franchise tax levied in Title 47 of the Louisiana Revised Statutes of 1950, every health maintenance organization authorized and certified to engage in the business of issuing contracts or other evidences or similar forms of coverage to enrollees for health care services or prepaid medical services in this state, including Louisiana partnerships authorized under R.S. 22:244(B), shall pay an annual license tax on the gross amount of its receipts from contracts and other evidences of coverage at the same rate as the license tax on life insurance companies provided in R.S. 22:842 and R.S. 22:844, except that the rate for health maintenance organizations with enrollment in coverage in the individual market in Louisiana greater than fifty-five thousand individuals as of December 31, 2015 shall be six hundred dollars for every ten thousand dollars of gross annual premiums collected. For purposes of this Subsection, "individual market" means the market for health coverage offered to individuals other than in connection with a group plan. The Commissioner of Insurance, in consultation with the Secretary of the Department of Health and Hospitals, shall have the authority, by rule-making pursuant to the Administrative Procedure Act, to prescribe rules in order to implement this provision or to meet the requirements of federal law or regulations, obtain approval from the Centers for Medicare and Medicaid Services, or to ensure federal financial participation. The commissioner shall not adjust the enrollment numbers described in this Subsection. This Subsection shall become effective upon the issuance of any required approval by the Centers for Medicare and Medicaid Services.

\* \* \*

Rep. Anders moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Davis	Landry, T.
Abraham	DeVillier	LeBas

Abramson	Dwight	Leger
Adams	Falconer	Leopold
Anders	Foil	Lyons
Armes	Franklin	Magee
Bacala	Gaines	Marcelle
Bagley	Gisclair	McFarland
Bagneris	Glover	Miller, D.
Berthelot	Guinn	Miller, G.
Billiot	Hall	Montoucet
Bishop	Harris, J.	Moreno
Bouie	Harris, L.	Norton
Broadwater	Havard	Pearson
Brown, C.	Hazel	Pierre
Brown, T.	Hensgens	Pope
Carmody	Hilferty	Price
Carpenter	Hill	Pugh
Carter, G.	Hoffmann	Reynolds
Carter, S.	Hunter	Schexnayder
Chaney	Huval	Schroder
Connick	Jackson	Shadoin
Coussan	James	Smith
Cox	Jefferson	Thibaut
Cromer	Jenkins	White
Danahay	Johnson, R.	Zeringue
Total - 78		

NAYS

Amedee	Hollis	Landry, N.
Edmonds	Horton	Mack
Emerson	Howard	Miguez
Garofalo	Ivey	Pylant
Hodges	Johnson, M.	Seabaugh
Total - 15		

ABSENT

Carter, R.	Lopinto	Simon
Morris, Jay	Stokes	Talbot
Henry	Morris, Jim	Willmott
Jones	Richard	
Total - 11		

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

**Consent to Correct a Vote Record**

Rep. Amedee requested the House consent to correct her vote on concurrence in the Senate amendments to House Bill No. 87 from yea to nay, which consent was unanimously granted.

**Consent to Correct a Vote Record**

Rep. Emerson requested the House consent to correct her vote on concurrence in the Senate amendments to House Bill No. 87 as nay, which consent was unanimously granted.

**Consent to Correct a Vote Record**

Rep. Garafalo requested the House consent to correct his vote on concurrence in the Senate amendments to House Bill No. 87 from yea to nay, which consent was unanimously granted.

**Consent to Correct a Vote Record**

Rep. Hollis requested the House consent to correct his vote on concurrence in the Senate amendments to House Bill No. 87 from yea to nay, which consent was unanimously granted.

**Consent to Correct a Vote Record**

Rep. Ivey requested the House consent to correct his vote on concurrence in the Senate amendments to House Bill No. 87 from yea to nay, which consent was unanimously granted.

**Consent to Correct a Vote Record**

Rep. Mack requested the House consent to correct his vote on concurrence in the Senate amendments to House Bill No. 87 from yea to nay, which consent was unanimously granted.

**Consent to Correct a Vote Record**

Rep. Miguez requested the House consent to correct his vote on concurrence in the Senate amendments to House Bill No. 87 from yea to nay, which consent was unanimously granted.

**Consent to Correct a Vote Record**

Rep. Pylant requested the House consent to correct his vote on concurrence in the Senate amendments to House Bill No. 87 from yea to nay, which consent was unanimously granted.

**Senate Bills and Joint Resolutions on Third Reading and Final Passage**

The following Senate Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

**SENATE BILL NO. 15—**

BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 47:1675(B) and to enact R.S. 47:1675(H)(1)(d), (e), (f), and (g), relative to refundable tax credits; to provide for the ordering of tax credits and payments; to provide relative to utilization of transferable tax credits in the Tax Credit Registry; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

On motion of Rep. Ivey, the bill was returned to the calendar.

**SENATE BILL NO. 22—**

BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 39:467 and 468, and to enact R.S. 39:470 and 470.1, relative to sales and use tax exemptions for publicly owned facilities; to limit the application of the exemptions; to allocate a portion of the tax to Louisiana School of Math, Science, and the Arts and the New Orleans Center for Creative Arts; and to provide for related matters.

Read by title.

Rep. Carpenter sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Carpenter to Reengrossed Senate Bill No. 22 by Senator Morrell

AMENDMENT NO. 1

In Amendment No. 15 by the House Committee on Ways and Means (#712), on page 2, after line 26, insert the following:

"(4) The avails of the sales and use taxes imposed in East Baton Rouge Parish by any political subdivision which are attributable to sales in a public arena located on the property of Southern University and A&M College shall be distributed to Southern University and A&M College."

On motion of Rep. Carpenter, the amendments were adopted.

**Motion**

On motion of Rep. Moreno, the bill, as amended, was returned to the calendar.

**Suspension of the Rules**

On motion of Rep. Bishop, the rules were suspended in order to take up and consider Senate Concurrent Resolutions on Third Reading for Final Consideration at this time.

**Senate Concurrent Resolutions on Third Reading for Final Consideration**

The following Senate Concurrent Resolutions on third reading for final consideration were taken up and acted upon as follows:

**SENATE CONCURRENT RESOLUTION NO. 6—**  
BY SENATOR ALLAIN

**A CONCURRENT RESOLUTION**

To establish a task force to meet and study state and local taxation laws with respect to local government funding from ad valorem taxes on inventory, ad valorem taxes on vessels in Outer Continental Shelf Lands Act Waters, and the state associated tax credits to identify state and local government funding sources that will fully fund local and state government and retain and improve the state's business competitiveness, and report its findings and recommendations.

Read by title.

Rep. Bishop moved the concurrence of the resolution.

By a vote of 94 yeas and 1 nay, the resolution was concurred in.

**SENATE CONCURRENT RESOLUTION NO. 8—**  
BY SENATOR MORRELL

**A CONCURRENT RESOLUTION**

To clarify that the intent of the Legislature was for Act 108 of the 2015 Regular Session to apply prospectively only.

Read by title.

Rep. Gregory Miller sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Gregory Miller to Engrossed Senate Concurrent Resolution No. 8 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 8, change "indicting" to "indicating"

On motion of Rep. Gregory Miller, the amendments were adopted.

Rep. Gregory Miller moved the concurrence of the resolution, as amended.

By a vote of 92 yeas and 0 nays, the resolution, as amended, was concurred in.

**House Concurrent Resolutions Returned from the Senate with Amendments**

The following House Concurrent Resolutions returned from the Senate with amendments to be concurred in by the House were taken up and acted upon as follows:

**HOUSE CONCURRENT RESOLUTION NO. 11—**  
BY REPRESENTATIVES SCHRODER AND BARRAS AND SENATOR ALARIO

**A CONCURRENT RESOLUTION**

To create the Task Force on Structural Changes in Budget and Tax Policy to continue the budget and tax reform evaluations begun during the 2016 First Extraordinary Session, to make recommendations of changes to the state's tax laws in an effort to modernize and enhance the efficiency and fairness of the state's tax policies for individuals and businesses, to examine the structure and design of the state budget and make recommendations for long-term budgeting changes, and to report to the legislature by September 1, 2016, and to urge and request the governor to support and implement initiatives for structural change introduced in upcoming sessions of the legislature intended to bring about long term improvements to the programs and services of state government as well as cost savings through more efficient and effective state operations.

Read by title.

The above resolution was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Thompson to Original House Concurrent Resolution No. 11 by Representative Schroder

AMENDMENT NO. 1

On page 5, line 5, after "state" insert "including the Louisiana State University AgCenter and the Southern University AgCenter"

AMENDMENT NO. 2

On page 5, line 7, after "state" insert "including the Louisiana State University AgCenter and the Southern University AgCenter"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Martiny to Original House Concurrent Resolution No. 11 by Representative Schroder

AMENDMENT NO. 1

On page 5, line 20 after "Assessors' Association," insert "the Police Jury Association of Louisiana,"

Rep. Schroder moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Falconer	LeBas
Abraham	Foil	Leger
Abramson	Franklin	Leopold
Adams	Gaines	Lopinto
Amedee	Garofalo	Lyons
Anders	Gisclair	Mack

Armes	Glover	Magee
Bacala	Guinn	Marcelle
Bagley	Hall	McFarland
Bagneris	Harris, J.	Miguez
Berthelot	Harris, L.	Miller, D.
Billiot	Havard	Miller, G.
Bishop	Hazel	Montoucet
Bouie	Hensgens	Moreno
Broadwater	Hilferty	Norton
Brown, C.	Hill	Pearson
Brown, T.	Hodges	Pierre
Carmody	Hoffmann	Pope
Carpenter	Hollis	Price
Carter, G.	Horton	Pugh
Carter, S.	Howard	Pylant
Chaney	Hunter	Reynolds
Connick	Huval	Schexnayder
Coussan	Ivey	Schroder
Cox	Jackson	Seabaugh
Cromer	James	Shadoin
Danahay	Jefferson	Smith
Davis	Jenkins	Stokes
DeVillier	Johnson, M.	Talbot
Dwight	Johnson, R.	Thibaut
Edmonds	Landry, N.	White
Emerson	Landry, T.	Zeringue
Total - 96		

NAYS

Total - 0

ABSENT

Carter, R.	Jones	Richard
Morris, Jay	Simon	Willmott
Henry	Morris, Jim	
Total - 8		

The amendments proposed by the Senate were concurred in by the House.

**Recess**

On motion of Rep. Leger, the Speaker declared the House at recess until 1:30 P.M.

**After Recess**

Speaker Barras called the House to order at 1:51 P.M.

**House Business Resumed**

**ROLL CALL**

The roll being called, the following members answered to their names:

PRESENT

Mr. Speaker	Foil	Leger
Abraham	Gaines	Leopold
Abramson	Garofalo	Lopinto
Adams	Gisclair	Lyons
Amedee	Glover	Mack
Anders	Guinn	Magee
Armes	Hall	Marcelle
Bacala	Harris, J.	McFarland
Bagley	Harris, L.	Miguez
Bagneris	Havard	Miller, D.
Berthelot	Hazel	Miller, G.
Billiot	Henry	Montoucet
Bishop	Hensgens	Moreno

Bouie	Hilferty	Morris, Jay
Broadwater	Hill	Morris, Jim
Brown, C.	Hodges	Norton
Brown, T.	Hoffmann	Pearson
Carmody	Hollis	Pierre
Carpenter	Horton	Pope
Carter, G.	Howard	Price
Carter, R.	Hunter	Pugh
Carter, S.	Huval	Pylant
Chaney	Ivey	Reynolds
Connick	Jackson	Schexnayder
Coussan	James	Schroder
Cox	Jefferson	Smith
Danahay	Jenkins	Stokes
Davis	Johnson, M.	Talbot
DeVillier	Johnson, R.	White
Dwight	Jones	Willmott
Edmonds	Landry, N.	Zeringue
Emerson	Landry, T.	
Falconer	LeBas	
Total - 97		

The Speaker announced that there were 97 members present and a quorum.

**Senate Bills and Joint Resolutions on Third Reading and Final Passage**

The following Senate Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

**SENATE BILL NO. 15—**

BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 47:1675(B) and to enact R.S. 47:1675(H)(1)(d), (e), (f), and (g), relative to refundable tax credits; to provide for the ordering of tax credits and payments; to provide relative to utilization of transferable tax credits in the Tax Credit Registry; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Stokes sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Stokes to Reengrossed Senate Bill No. 15 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 4, after "payments;" and before "to" insert "to provide for certain limitations;"

AMENDMENT NO. 2

On page 2, line 1, after "credits" and before "that are" insert a comma "," and insert "other than the credit provided for in R.S. 47:6006."

AMENDMENT NO. 3

On page 2, line 13, insert the following:

"(6) Refundable tax credits provided for in R.S. 47:6006."

AMENDMENT NO. 4

On page 2, at the beginning of line 14, delete "(6)" and insert "(7)"

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On motion of Rep. Stokes, the amendments were adopted.

Rep. Stokes sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Stokes to Reengrossed Senate Bill No. 15 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:1675(B)" and before "and to" insert "and 6015(B)(1) and (2) and (D)"

AMENDMENT NO. 2

On page 1, line 4, after "payments;" and before "to provide" insert "to provide for transferability of certain tax credits;"

AMENDMENT NO. 3

On page 1, line 7, after "R.S. 47:1675(B)" and before "hereby" delete "is" and insert ", and 6015(B)(1) and (2) and (D) are"

AMENDMENT NO. 4

On page 3, between lines 4 and 5, insert the following:

"§6015. Research and development tax credit

\* \* \*

B.(1) Any taxpayer who employs fifty or more persons and claims for the taxable year a federal income tax credit under 26 U.S.C. 41(a) for increasing research activities shall be allowed a transferable tax credit to be applied against income and corporation franchise taxes due in the manner provided for in Subsection K of this Section.

(2) Any taxpayer who employs less than fifty persons and claims for the taxable year a federal income tax credit under 26 U.S.C. 41(a) for the taxable year, or meets the requirements of Subparagraph (3)(i) of this Subsection, shall be allowed a transferable tax credit to be applied against income and corporation franchise taxes due in the manner provided for in Subsection K of this Section.

\* \* \*

D. A taxpayer who receives a federal Small Business Innovation Research Grant as created by the Small Business Innovation Development Act of 1982 (P.L. 97-219), reauthorized by the Small Business Research and Development Enhancement Act (P.L. 102-564), and reauthorized again by the Small Business Reauthorization Act of 2000 (P.L. 106-554), shall be allowed a transferable tax credit in an amount equal to forty percent of the award received during the tax year.

\* \* \*

On motion of Rep. Stokes, the amendments were adopted.

Rep. Stokes moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker DeVillier Lyons
Abraham Foil Magee
Abramson Gaines Marcelle

Adams Gisclair McFarland
Anders Guinn Miller, D.
Armes Hall Miller, G.
Bacala Harris, J. Montoucet
Bagley Hazel Moreno
Bagneris Hilferty Morris, Jay
Berthelot Hill Norton
Billiot Hoffmann Pearson
Bouie Hollis Pierre
Broadwater Jackson Price
Brown, C. James Reynolds
Brown, T. Jefferson Schexnayder
Carmody Jenkins Shadoin
Carpenter Johnson, R. Smith
Carter, G. Jones Stokes
Chaney Landry, T. Thibaut
Connick LeBas White
Cox Leger Willmott
Danahay Leopold
Davis Lopinto
Total - 67

NAYS

Amedee Harris, L. Miguez
Bishop Havard Pope
Carter, R. Hensgens Pugh
Carter, S. Hodges Pylant
Coussan Horton Richard
Dwight Howard Schroder
Edmonds Huval Talbot
Emerson Johnson, M. Zeringue
Falconer Landry, N.
Garofalo Mack

Total - 28

ABSENT

Cromer Henry Seabaugh
Hunter Simon
Franklin Ivey
Glover Morris, Jim
Total - 9

The Chair declared the above bill was finally passed.

Rep. Stokes moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Stokes, the rules were suspended in order to take up and consider House Bills and Joint Resolutions Returned from the Senate with Amendments at this time.

House Bills and Joint Resolutions Returned from the Senate with Amendments

The following House Bills and Joint Resolutions returned from the Senate with amendments to be concurred in by the House were taken up and acted upon as follows:

HOUSE BILL NO. 39— BY REPRESENTATIVES STOKES AND WILLMOTT AN ACT

To amend and reenact R.S. 47:551, relative to automobile rental tax; to levy an automobile rental tax; to provide for collection and distribution of the tax; to provide for certain definitions; to authorize promulgation of rules; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

#### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 39 by Representative Stokes

##### AMENDMENT NO. 1

On page 3, line 6, after "to" delete the remainder of the line and insert:

"Jefferson Parish and dedicated in equal shares to:

- (i) Capital improvements and maintenance of Lafriener Park;
- (ii) Maintenance and litter abatement of the Westbank Expressway in unincorporated Jefferson Parish; and
- (iii) Maintenance, operation, and promotion of events at the Jefferson Parish Arts Center."

##### AMENDMENT NO. 2

On page 3, delete lines 7 through 9

##### AMENDMENT NO. 3

On page 3, line 15, delete "beginning April 1, 2016 through December 31, 2017,"

##### AMENDMENT NO. 4

On page 3, between lines 16 and 17, insert the following:

"(5) The local tax as provided in Subsection A of this Section that is collected in Bossier Parish shall be distributed to the Bossier Parish Council on Aging."

(6) The local tax as provided in Subsection A of this Section that is collected in Caddo Parish shall be distributed as follows:

(a) Eighty percent of the tax shall be distributed to Louisiana State University and Agricultural and Mechanical College Medical School at Shreveport.

(b) Twenty percent of the tax shall be distributed to the Caddo Parish Council on Aging.

(7) The local tax as provided in Subsection A of this Section that is collected in Calcasieu Parish shall be distributed to Airport District Number One of Calcasieu Parish for the maintenance and operation of the Lake Charles Regional Airport."

(8) The local tax as provided in Subsection A of this Section that is collected in East Baton Parish shall be distributed as follows:

(a) Twenty percent to the East Baton Rouge Council on Aging.

(b) Twenty percent to Capital Area Human Services.

(c) Twenty percent to the Arts Council of Greater Baton Rouge for its operations and programs.

(d) The remainder shall be distributed in accordance with Paragraph (2) of this Subsection."

#### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Thompson to Reengrossed House Bill No. 39 by Representative Stokes

##### AMENDMENT NO. 1

On page 3, after line 16, insert:

"(12) The local tax provided in Subsection A of this Section, which is collected in West Carroll Parish shall be distributed to the West Carroll Council on Aging.

(13) The local tax provided in Subsection A of this Section, which is collected in East Carroll Parish shall be distributed to the East Carroll Council on Aging.

(14) The local tax provided in Subsection A of this Section, which is collected in Madison Parish shall be distributed to the Madison Council on Aging.

(15) The local tax provided in Subsection A of this Section, which is collected in Richland Parish shall be distributed to the Richland Council on Aging.

(16) The local tax provided in Subsection A of this Section, which is collected in Morehouse Parish shall be distributed to the Morehouse Council on Aging.

(17) The local tax provided in Subsection A of this Section, which is collected in Ouachita Parish shall be distributed half each to the Ouachita Council on Aging and the West Ouachita Senior Center.

(18) The local tax provided in Subsection A of this Section, which is collected in Union Parish shall be distributed to the Union Council on Aging.

(19) The local tax provided in Subsection A of this Section, which is collected in Lincoln Parish shall be distributed to the Lincoln Council on Aging.

(20) The local tax provided in Subsection A of this Section, which is collected in Jackson Parish shall be distributed to the Jackson Council on Aging.

(21) The local tax provided in Subsection A of this Section, which is collected in Winn Parish shall be distributed to the Winn Council on Aging.

(22) The local tax provided in Subsection A of this Section, which is collected in Grant Parish shall be distributed to the Grant Council on Aging.

(23) The local tax provided in Subsection A of this Section, which is collected in Rapides Parish shall be distributed to the Rapides Council on Aging.

(24) The local tax provided in Subsection A of this Section, which is collected in Caldwell Parish shall be distributed to the Caldwell Council on Aging.

#### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Bishop to Reengrossed House Bill No. 39 by Representative Stokes

##### AMENDMENT NO. 1

On page 3, line 16, after "distributed" delete the remainder of the line and insert:

"as follows:

(i) Twenty-five percent to the Downtown Development District of New Orleans; and

(ii) Seventy-five percent to the New Orleans Council on Aging."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Allain to Reengrossed House Bill No. 39 by Representative Stokes

AMENDMENT NO. 1

On page 3, after line 16, insert:

"(11) The local tax provided in Subsection A of this Section which is collected in St. Mary Parish shall be distributed to the St. Mary Parish Council on Aging."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Chabert to Reengrossed House Bill No. 39 by Representative Stokes

AMENDMENT NO. 1

On page 3, after line 16, insert:

"(10) The local tax provided in Subsection A of this Section, which is collected in Terrebonne Parish shall be distributed as follows:

(a) One third of the tax shall be distributed to the Houma Downtown Development Corporation.

(b) One third of the tax shall be distributed to the South Louisiana Wetlands Discovery Center.

(c) One third of the tax shall be distributed to the Terrebonne ARC."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Chabert to Reengrossed House Bill No. 39 by Representative Stokes

AMENDMENT NO. 1

On page 3, after line 16, insert:

"(9) The local tax provided in Subsection A of this Section which is collected in Lafourche Parish shall be distributed to the Special Education District No. 1."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Barrow to Reengrossed House Bill No. 39 by Representative Stokes

AMENDMENT NO. 1

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Revenue and Fiscal Affairs on and adopted by the Senate on March 1, 2016, on page 1, at the beginning of line 28, change "Twenty" to "Forty".

AMENDMENT NO. 2

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Revenue and Fiscal Affairs on and adopted by the Senate on March 1, 2016, on page 1, at the beginning of line 29, change "Twenty" to "Forty".

AMENDMENT NO. 3

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Revenue and Fiscal Affairs on and adopted by the Senate on March 1, 2016, on page 1, delete lines 32 and 33 in their entirety.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Martiny to Reengrossed House Bill No. 39 by Representative Stokes

AMENDMENT NO. 1

On page 2, line 9, after "passengers" insert "and whose primary purpose is not the transport of freight or goods."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Morrell to Reengrossed House Bill No. 39 by Representative Stokes

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on March 1, 2016, on line 4 following "Park" change ";" to "."

AMENDMENT NO. 2

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on March 1, 2016, on line 6, following "Parish" change "; and" to "."

AMENDMENT NO. 3

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on March 1, 2016, on line 16, following "Aging." delete ""

AMENDMENT NO. 4

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on March 1, 2016, on line 22, following "Aging." delete ""

AMENDMENT NO. 5

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on March 1, 2016, on line 25 following "Airport." delete ""

AMENDMENT NO. 6

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on March 1, 2016, on line 27, following "East Baton" and before "Parish" insert "Rouge"

Rep. Stokes moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Foil	Lopinto
Abraham	Franklin	Lyons
Abramson	Gaines	Magee
Adams	Gisclair	Marcelle
Amedee	Glover	McFarland
Anders	Guinn	Miller, D.
Armes	Hall	Miller, G.
Bacala	Harris, J.	Montoucet
Bagley	Harris, L.	Moreno
Berthelot	Havard	Morris, Jay
Billiot	Hazel	Morris, Jim

Bouie	Hilferty	Norton
Broadwater	Hill	Pierre
Brown, C.	Hoffmann	Pope
Brown, T.	Hollis	Price
Carmody	Horton	Pylant
Carpenter	Huval	Reynolds
Carter, G.	Jackson	Schexnayder
Carter, S.	James	Shadoin
Chaney	Jefferson	Smith
Cox	Jenkins	Stokes
Danahay	Johnson, R.	Thibaut
Davis	Jones	White
DeVillier	Landry, T.	Willmott
Dwight	LeBas	Zeringue
Edmonds	Leger	
Falconer	Leopold	
Total - 79		

NAYS

Connick	Hodges	Pearson
Coussan	Howard	Pugh
Emerson	Landry, N.	Talbot
Garofalo	Mack	
Hensgens	Miguez	
Total - 13		

ABSENT

Bagneris	Henry	Schroder
Bishop	Hunter	Seabaugh
Carter, R.	Ivey	
Cromer	Johnson, M.	
Richard	Simon	
Total - 12		

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

**Consent to Correct a Vote Record**

Rep. Coussan requested the House consent to correct his vote on concurrence in the Senate amendments to House Bill No. 39 from yea to nay, which consent was unanimously granted.

**Suspension of the Rules**

On motion of Rep. Moreno, the rules were suspended in order to take up and consider Conference Committee Reports for Consideration at this time.

**Conference Committee Reports for Consideration**

The following Conference Committee Reports were taken up and acted upon as follows:

**HOUSE BILL NO. 59—**  
BY REPRESENTATIVE MORENO  
AN ACT

To amend and reenact R.S. 47:301(4)(f) and (6)(a) and to enact R.S. 47:306(A)(8), relative to sales and use tax on hotels; to provide certain definitions for purposes of imposing of the state sales and use tax; to provide for remittance of certain information to the secretary of the Department of Revenue; to provide for an effective date; and to provide for related matters.

Read by title.

**CONFERENCE COMMITTEE REPORT**

March 7, 2016

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 59 by Representative Moreno recommend the following concerning the Reengrossed bill:

1. That the set Senate Floor Amendments by Senator Morrell (#298) be rejected.
2. That the set Senate Floor Amendments by Senator Morrell (#392) be adopted.
3. That the following amendments be adopted:

AMENDMENT NO. 1

In Senate Floor Amendment No. 7 by Senator Morrell (#392), on page 1, line 16, change "purpose" to "purposes"

AMENDMENT NO. 2

In Senate Floor Amendment No. 8 by Senator Morrell (#392), on page 1, line 20, change "purpose of this chapter" to "purposes of this Chapter"

AMENDMENT NO. 3

In Senate Floor Amendment No. 9 by Senator Morrell (#392), on page 1, at the beginning of line 26, change "Section 2, the" to "Section 2. The"

Respectfully submitted,

Representative Helena N. Moreno  
Representative Neil C. Abramson  
Representative Walt Leger III  
Senator Jean-Paul J. Morrell  
Senator Troy Carter  
Senator Jonathan Perry

Rep. Moreno moved to adopt the Conference Committee Report.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Lyons
Abraham	Franklin	Magee
Abramson	Gaines	Marcelle
Adams	Garofalo	McFarland
Amedee	Gisclair	Miller, D.
Anders	Glover	Miller, G.
Armes	Guinn	Montoucet
Bacala	Hall	Moreno
Bagneris	Harris, J.	Morris, Jay
Berthelot	Harris, L.	Morris, Jim
Billiot	Havard	Norton
Bouie	Hazel	Pearson
Broadwater	Hilferty	Pierre
Brown, C.	Hill	Pope
Brown, T.	Hoffmann	Price
Carmody	Hollis	Pugh
Carpenter	Huval	Pylant
Carter, G.	Jackson	Reynolds
Carter, R.	James	Schexnayder
Carter, S.	Jefferson	Shadoin

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Chaney	Jenkins	Smith
Connick	Johnson, R.	Stokes
Cox	Jones	Talbot
Danahay	Landry, T.	White
Davis	LeBas	Willmott
Dwight	Leger	Zeringue
Edmonds	Leopold	
Falconer	Lopinto	

Total - 82

NAYS

Bagley	Horton	Miguez
Coussan	Howard	Schroder
DeVillier	Johnson, M.	Thibaut
Emerson	Landry, N.	
Hodges	Mack	

Total - 13

ABSENT

Bishop	Hensgens	Seabaugh
Cromer	Hunter	
Ivey	Simon	
Henry	Richard	

Total - 9

The Conference Committee Report, having received a two-thirds vote of the elected members, was adopted.

## Suspension of the Rules

On motion of Rep. Moreno, the rules were suspended in order to take up and consider Senate Bills and Joint Resolutions on Third Reading and Final Passage at this time.

## Senate Bills and Joint Resolutions on Third Reading and Final Passage

The following Senate Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

### SENATE BILL NO. 22— BY SENATOR MORRELL

#### AN ACT

To amend and reenact R.S. 39:467 and 468, and to enact R.S. 39:470 and 470.1, relative to sales and use tax exemptions for publicly owned facilities; to limit the application of the exemptions; to allocate a portion of the tax to Louisiana School of Math, Science, and the Arts and the New Orleans Center for Creative Arts; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Abramson sent up floor amendments which were read as follows:

## HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Abramson to Reengrossed Senate Bill No. 22 by Senator Morrell

### AMENDMENT NO. 1

Delete House Committee Amendment No. 2 by the House Ways and Means Committee (#712)

### AMENDMENT NO. 2

Delete the set of House Floor Amendments by Representative Carpenter (#723)

### AMENDMENT NO. 3

In House Committee Amendment No. 3 by the House Ways and Means Committee (#712) on page 1, at the end of line 9, after the period "." and insert the following:

(vi) The full price of admission tickets for non-athletic events if the event was under contract on or before April 1, 2016."

### AMENDMENT NO. 4

In House Committee Amendment No. 7 by the House Ways and Means Committee (#712) on page 1, at the end of line 19, after the period "." and insert the following:

(vi) The full price of admission tickets for non-athletic events if the event was under contract on or before April 1, 2016."

### AMENDMENT NO. 5

In House Committee Amendment No. 10 by the House Ways and Means Committee (#712) on page 1, at the end of line 27, after the period "." and insert the following:

(vi) The full price of admission tickets for non-athletic events if the event was under contract on or before April 1, 2016."

### AMENDMENT NO. 6

In House Committee Amendment No. 12 by the House Ways and Means Committee (#712) on page 2, at the end of line 5, after the period "." and insert the following:

(vi) The full price of admission tickets for non-athletic events if the event was under contract on or before April 1, 2016."

### AMENDMENT NO. 7

In House Committee Amendment No. 15 by the House Ways and Means Committee (#712) on page 2, delete lines 13 through 26 in their entirety and insert the following:

"B. The following allocations of sales and use taxes shall not include the sales and use tax applicable to sales at trade shows or other events at which the sale of such goods or property is the primary purpose of the show or event.

(1) Twenty percent of the avails of the sales and use taxes imposed in Orleans Parish by any political subdivision which are attributable to sales in a domed stadium as described in Subsection A shall be distributed to the New Orleans Council on Aging. Monies to satisfy this dedication shall be derived proportionately from the sales and use tax distributions for the following purposes: fifty percent from the City of New Orleans General Fund, thirty percent from the Orleans Parish School Board, and twenty percent from the Regional Transit Authority.

(2) For purposes of any parish in which there is located a facility on the property of a public post-secondary educational institution that is subject to the provisions of this Section, the avails of any sales and use tax imposed by any political subdivision which are attributable to sales at that facility shall be allocated to that institution."

### AMENDMENT NO. 8

On page 1, line 2, after "39:467" and before the comma "," delete "and 368" insert a comma "," and insert "468, and 469(B)"

### AMENDMENT NO. 9

On page 1, line 8, after "39:467" and before "are" delete "and 468" insert a comma "," and insert "468, and 469(B)"

AMENDMENT NO. 10

On page 2, line 2, after "sold" delete the semicolon ";" and delete the remainder of the line in its entirety and insert a comma "," and insert "shall be exempt from"

AMENDMENT NO. 11

On page 2, delete line 7 in its entirety and insert "events, sold in the primary ticket market, but not secondary market sales of such tickets."

AMENDMENT NO. 12

On page 2, line 26, after "sold" delete the semicolon ";" and insert a comma ","

AMENDMENT NO. 13

On page 3, delete line 3 in its entirety and insert "events, sold in the primary ticket market, but not secondary market sales of such tickets."

AMENDMENT NO. 14

On page 3, at the end of line 18, insert a comma ","

AMENDMENT NO. 15

On page 3, line 23, after "athletic" delete the remainder of the line and insert "events, sold in the primary ticket market, but not secondary market sales of such tickets."

AMENDMENT NO. 16

On page 4, at the end of line 14, delete the semicolon ";" and insert a comma ","

AMENDMENT NO. 17

On page 4, line 18, after "athletic" delete the remainder of the line and insert "events, sold in the primary ticket market, but not secondary market sales of such tickets."

AMENDMENT NO. 18

On page 5, between lines 11 and 12, insert the following:

"§469. Tax rebate; publicly-owned facility activity

\* \* \*

B. ~~The~~ Except for those revenues to be allocated in accordance with R.S. 39:470(B), the right of admission to any event, activity, or enterprise conducted in a publicly owned facility owned and operated by the state or any of its agencies, boards, or commissions shall be subject to rebate of sales and use taxes imposed by any local governmental subdivision as provided in this Section.

\* \* \*

AMENDMENT NO. 19

On page 5, line 27, after "provisions of" and before the comma "," delete "R.S. 39:367 through 369" and insert "R.S. 39:467 through 469"

On motion of Rep. Abramson, the amendments were adopted.

Rep. Havard sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Havard to Reengrossed Senate Bill No. 22 by Senator Morrell

AMENDMENT NO. 1

In Amendment No. 7 of the House Floor Amendments by Representative Abramson (#800), on page 2, between lines 24 and 25, insert the following:

"(3) Notwithstanding any provision of law to the contrary, two-thirds of the avails of any sales and use tax imposed by any political subdivision which are attributable to sales at the Angola State Penitentiary Rodeo shall be allocated to the West Feliciana School Board and one-third shall be allocated to the West Feliciana Council on Aging."

On motion of Rep. Havard, the amendments were adopted.

Rep. Montoucet sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Montoucet to Reengrossed Senate Bill No. 22 by Senator Morrell

AMENDMENT NO. 1

In Amendment No. 7 of House Floor Amendments by Representative Abramson (#800), on page 2, between lines 24 and 25, insert the following:

"(3) Notwithstanding any of provision of law to the contrary, the avails of any sales use and tax imposed by any political subdivision which are attributable to sales at the Cajun Dome shall be allocated to the Lafayette parish."

On motion of Rep. Montoucet, the amendments were withdrawn.

Rep. Moreno moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Emerson	Lopinto
Abraham	Foil	Lyons
Abramson	Franklin	Mack
Adams	Gaines	Magee
Anders	Garofalo	Marcelle
Armes	Gisclair	McFarland
Bacala	Glover	Miguez
Bagley	Guinn	Miller, D.
Bagneris	Hall	Miller, G.
Berthelot	Harris, J.	Montoucet
Billiot	Havard	Moreno
Bishop	Hazel	Morris, Jay
Bouie	Henry	Morris, Jim
Broadwater	Hilferty	Norton
Brown, C.	Hill	Pearson
Brown, T.	Hoffmann	Pierre
Carmody	Hollis	Price
Carpenter	Howard	Pugh
Carter, G.	Huval	Pylant
Carter, R.	Jackson	Reynolds
Carter, S.	James	Schexnayder
Chaney	Jefferson	Schroder

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Connick	Jenkins	Shadoin
Coussan	Johnson, M.	Smith
Cox	Johnson, R.	Stokes
Cromer	Jones	Talbot
Danahay	Landry, N.	Thibaut
Davis	Landry, T.	White
DeVillier	LeBas	Willmott
Dwight	Leopold	Zeringue

Total - 90

NAYS

Amedee	Hensgens	Pope
Edmonds	Hodges	Seabaugh
Falconer	Horton	

Total - 8

ABSENT

Ivey	Simon
Harris, L.	Leger
Hunter	Richard

Total - 6

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

Rep. Moreno moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

## Recess

On motion of Rep. Leger, the Speaker declared the House at recess until 4:30 P.M.

## After Recess

Speaker Barras called the House to order at 4:55 P.M.

## House Business Resumed

### ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr. Speaker	Franklin	Lopinto
Abraham	Gaines	Lyons
Abramson	Gisclair	Mack
Adams	Glover	Magee
Amedee	Guinn	Marcelle
Anders	Hall	McFarland
Armes	Harris, J.	Miguez
Bacala	Harris, L.	Miller, D.
Bagley	Havard	Miller, G.
Bagneris	Hazel	Montoucet
Berthelot	Henry	Moreno
Billiot	Hensgens	Morris, Jay
Bishop	Hilferty	Morris, Jim
Bouie	Hill	Norton
Broadwater	Hodges	Pearson
Brown, C.	Hoffmann	Pierre
Brown, T.	Hollis	Pope
Carmody	Horton	Price
Carpenter	Howard	Pugh
Carter, G.	Hunter	Pylant
Carter, R.	Huval	Reynolds
Carter, S.	Ivey	Schexnayder
Chaney	Jackson	Schroder

Connick	James	Seabaugh
Coussan	Jefferson	Shadoin
Cox	Jenkins	Smith
Danahay	Johnson, M.	Stokes
Davis	Johnson, R.	Talbot
DeVillier	Jones	Thibaut
Dwight	Landry, N.	White
Edmonds	Landry, T.	Willmott
Emerson	LeBas	Zeringue
Falconer	Leger	
Foil	Leopold	

Total - 100

The Speaker announced that there were 100 members present and a quorum.

## Petitions, Memorials, and Communications

The following petitions, memorials, and communications were received and read:

## Message from the Senate

### HOUSE BILLS

March 8, 2016

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following House Bills:

House Bill No. 22  
Returned with amendments

House Bill No. 23  
Returned with amendments

House Bill No. 27  
Returned with amendments

House Bill No. 43  
Returned with amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

## Message from the Senate

### ADOPTION OF CONFERENCE COMMITTEE REPORT

March 8, 2016

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 59.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate****HOUSE CONCURRENT RESOLUTIONS**

March 8, 2016

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has concurred in the following House Concurrent Resolutions:

House Concurrent Resolution No. 12  
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Reports of Committees**

The following reports of committees were received and read:

Report of the Committee on  
Appropriations

March 8, 2016

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Appropriations to submit the following report:

Senate Bill No. 9, by Donahue  
Reported with amendments. (16-0)

CAMERON HENRY  
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

**Privileged Report of the Legislative Bureau**

March 8, 2016

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following report:

Senate Bill No. 9  
Reported without amendments.

Respectfully submitted,

VINCENT J. PIERRE  
Chairman

**Senate Instruments on Second Reading  
Returned from the Legislative Bureau**

Rep. Henry asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions on second reading just returned from the Legislative Bureau, with a view of acting on the same:

**SENATE BILL NO. 9—**  
BY SENATOR DONAHUE

## AN ACT

To enact R.S. 39:82.1, relative to special treasury funds and dedicated money; to provide for specific reports to the Joint Legislative Committee on the Budget; to provide for the review and reporting of special funds and statutory dedications, including the means of financing, specifically funds whose primary source of financing is the state general fund, the purpose and use of the monies, and the status and balances of the special funds and dedicated monies; to provide for the transfer, dedication, use, and appropriation as specified of certain treasury funds; to authorize the transfer of balances to the state general fund; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Appropriations to Engrossed Senate Bill No. 9 by Senator Donahue

AMENDMENT NO. 1

On page 5, between lines 20 and 21, insert the following:

"Section 3. Notwithstanding any provision of the law to the contrary, the state treasurer is hereby authorized and directed to transfer Fees and Self-generated Revenues from the Department of Veterans Affairs in the amount of \$5,100,000 into the State General Fund (Direct) as enacted in the bill that originated as HB 122 of the 2016 First Extraordinary Session of the Legislature.

Section 4. Notwithstanding any provision of the law to the contrary, the state treasurer is hereby authorized and directed to transfer State Bond Commission Fees and Self-generated Revenues in the amount of \$8,000,000 into the State General Fund (Direct) as enacted in the bill that originated as HB 122 of the 2016 First Extraordinary Session of the Legislature.

Section 5. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer out of the Fiscal Year 2015-2016 Deficit Elimination Fund the amount of \$200,000,000 into the State General Fund (Direct) to provide a source of funds to eliminate all or a portion of the Fiscal Year 2015-2016 budgetary deficit."

AMENDMENT NO. 2

On page 5, at the beginning of line 21, change "Section 3." to "Section 6."

AMENDMENT NO. 3

On page 5, line 22, after "provided in" and before "this" insert "Sections 2, 3, and 8 of"

AMENDMENT NO. 4

On page 6, between lines 1 and 2, insert the following:

"Section 7.(A) All transfers authorized in this Act shall be effectuated prior to any other further appropriation from the fund. In the event that there are insufficient monies to fully fund the transfers required by this Act, the treasurer shall notify the commissioner of administration and the Joint Legislative Committee on the Budget.

(B) The state treasurer shall make all transfers in Sections 4 and 5 of this Act prior to the end of Fiscal Year 2015-2016. In the event that the amounts available to be transferred to the State General Fund (Direct) pursuant to Sections 4 and 5 are insufficient to fully fund the transfers required in this Act, the treasurer shall notify the commissioner of administration and the Joint Legislative Committee on the Budget.

Section 8.(A) In the event that the amount of any reduction in the appropriation out of a fund contained in the Act that originated as House Bill 122 of the 2016 First Extraordinary Session of the Legislature is different from the amount specified in this Act, the state treasurer shall transfer the amount specified in the Act which originated as House Bill 122.

(B) The state treasurer is hereby authorized and directed to transfer the amounts provided from any funds specified in House Bill 122 of the 2016 First Extraordinary Session of the Legislature that are not specified in this Act."

AMENDMENT NO. 5

On page 6, at the beginning of line 2, change "Section 4." to "Section 9."

Reported without amendments by the Legislative Bureau.

On motion of Rep. Henry, the amendments were adopted.

On motion of Rep. Henry, the bill, as amended, was ordered passed to its third reading.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 57: Reps. Stokes, Abramson, and Jim Morris.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 62: Reps. Jackson, Abramson, and Jim Morris.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 95: Reps. Leger, Abramson, and Jim Morris.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 122: Reps. Henry, Smith, and Barras.

**Suspension of the Rules**

On motion of Rep. Lance Harris, the rules were suspended in order to take up and consider Introduction of Resolutions, House and House Concurrent at this time.

**Introduction of Resolutions, House and House Concurrent**

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

**HOUSE RESOLUTION NO. 20—**

BY REPRESENTATIVE LANCE HARRIS  
A RESOLUTION

To express the condolences of the House of Representatives upon the death of Dr. James Weathersby Welch, Jr.

Read by title.

On motion of Rep. Lance Harris, and under a suspension of the rules, the resolution was adopted.

**HOUSE CONCURRENT RESOLUTION NO. 13—**

BY REPRESENTATIVES GAROFALO AND LOPINTO  
A CONCURRENT RESOLUTION

To express condolences upon the death of Helena Hosch Heintz of Metairie.

Read by title.

On motion of Rep. Garofalo, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

**Privileged Report of the Committee on Enrollment**

March 8, 2016

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Concurrent Resolutions have been properly enrolled:

**HOUSE CONCURRENT RESOLUTION NO. 11—**

BY REPRESENTATIVES SCHRODER, ADAMS, AMEDEE, BACALA, BAGLEY, BARRAS, BILLIOT, BROADWATER, CHAD BROWN, TERRY BROWN, CARMODY, STEVE CARTER, CHANEY, COUSSAN, DANAHAY, DAVIS, DEVILLIER, DWIGHT, EDMONDS, EMERSON, FALCONER, FOIL, GAROFALO, GISCLAIR, LANCE HARRIS, HILFERTY, HODGES, HOFFMANN, HORTON, HOWARD, JACKSON, MIKE JOHNSON, NANCY LANDRY, LEBAS, LEOPOLD, MAGEE, MARCELLE, MIGUEZ, GREGORY MILLER, JAY MORRIS, JIM MORRIS, POPE, PYLANT, THIBAUT, WILLMOTT, AND ZERINGUE AND SENATOR ALARIO

A CONCURRENT RESOLUTION

To create the Task Force on Structural Changes in Budget and Tax Policy to continue the budget and tax reform evaluations begun during the 2016 First Extraordinary Session, to make recommendations of changes to the state's tax laws in an effort to modernize and enhance the efficiency and fairness of the state's tax policies for individuals and businesses, to examine the structure and design of the state budget and make recommendations for long-term budgeting changes, and to report to the legislature by September 1, 2016, and to urge and request the governor to support and implement initiatives for structural change introduced in upcoming sessions of the legislature intended to bring about long-term improvements to the programs and services of state government as well as cost savings through more efficient and effective state operations.

Respectfully submitted,

CHRIS HAZEL  
Chairman

The above House Concurrent Resolutions contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk of the House and were signed by the President of the Senate and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

**Privileged Report of the Committee on Enrollment**

March 8, 2016

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Bills have been properly enrolled:

**HOUSE BILL NO. 20—**

BY REPRESENTATIVE BROADWATER  
AN ACT

To amend and reenact R.S. 47:287.86(A) and to repeal the introductory paragraph of R.S. 47:287.86(A) as amended in Section 3 of Act No. 123 of the 2015 Regular Session, relative to the net operating loss deduction for corporate income tax; to limit the amount of the deduction; to provide for applicability; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 28—**

BY REPRESENTATIVE COX  
AN ACT

To amend and reenact R.S. 26:345 and 354(D), relative to state excise taxes; to provide relative to the discounts for the reporting and remitting of excise taxes on certain alcoholic beverages; to reduce the amount of the discounts for accurately reporting and timely remitting certain excise taxes; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 72—**

BY REPRESENTATIVE SHADWIN  
AN ACT

To amend and reenact R.S. 47:302(C) and 331(C), relative to state sales and use tax; to provide for the tax on telecommunications services; to establish the tax rate; to provide for effectiveness; and to provide for related matters.

**HOUSE BILL NO. 87—**

BY REPRESENTATIVE ANDERS  
AN ACT

To amend and reenact R.S. 22:270(A) and 832(A) and (C), relative to insurance premium tax; to provide for a reduction of the tax due in certain circumstances; to provide for the definition of a qualifying Louisiana investment; to provide rates for health maintenance organizations; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 111—**

BY REPRESENTATIVES MARCELLE AND BISHOP  
AN ACT

To amend and reenact R.S. 32:8(B) and R.S. 47:1676(E)(1) and to repeal R.S. 47:1676(E)(2) and (3), relative to the elimination of the Debt Recovery Fund; to provide for the elimination of the Debt Recovery Fund; and to provide for related matters.

Respectfully submitted,

CHRIS HAZEL  
Chairman

The above House Bills contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk and were signed by the President of the Senate and taken by the Clerk of the House to the Governor for executive approval.

**Leave of Absence**

Rep. Simon - 2 days

**Adjournment**

On motion of Rep. Billiot, at 5:17 P.M., the House agreed to adjourn until Wednesday, March 9, 2016, at 10:00 A.M.

The Speaker of the House declared the House adjourned until 10:00 A.M., Wednesday, March 9, 2016.

ALFRED W. SPEER  
Clerk of the House

